

HOUSE BILL 2949
By Stanley

AN ACT to amend Tennessee Code Annotated, Title 36,
Chapter 1, Part 1, relative to guardians.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 36-1-102(24), is amended by deleting subdivision (C) and substituting instead the following:

(C) The rights of the individual guardian or co-guardian or conservator of the person of a minor child or of an adult must be terminated by a surrender or court action before an order of adoption can be entered; provided, that an individual or individuals who receives or receive guardianship pursuant to a surrender, parental consent, or termination of parental rights pursuant to this part or title 37 need not give consent to the adoption when that individual is the petitioner in an adoption; provided, further, rights of a guardian, whose guardianship has been so received, in relation to a subject child, shall be involuntarily terminated only in accordance with the provisions of §36-1-113 and the rights of the legal parents of the subject child shall be the remaining rights referred to in §36-1-102(38);

SECTION 2. This act shall take effect July 1, 2006, the public welfare requiring it.